IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.1134 OF 2006
IN
CRIMINAL APPEAL NO.1043 OF 2006

Kamalakar Kashinath Thakur ...Applicant

Vs.

The State of Maharashtra & Ors. ...Respondents

Shri K.S. Patil for the Applicant.

Shri S.R.Shinde, A.P.P for the State.

CORAM : A. S. OKA, J.
DATE : NOVEMBER 09, 2006.

P.C.:

1. The Applicant has been convicted for the offence under section 417 of the Indian Penal Code. The substantive sentence is of six months rigorous imprisonment. He is directed to pay fine of Rs.20,000/-. The certified copy of the Judgment shows that entire fine amount has been deposited. The Applicant has been acquitted of the offence alleged under section 376 of the Indian Penal Code.

2. The substantive sentence is only of six months. It is obvious that the Appeal will not be heard before the completion of period of sentence. The Applicant was on bail throughout the trial. Hence, Application is disposed of by passing the following order:

(i) The Applicant shall be enlarged on the same bail on which he was enlarged during the pendency of the trial.

(ii) The Applicant will mark attendance with the Panvel Taluka Police Station, Raigad once in two months till the disposal of the Appeal.

JUDGE